

## **The Child Nutrition and WIC Reauthorization Act of 2004**

**Public Law 108-265** enacted June 30, 2004

### **Section 204 – Local Wellness Policy**

- (a) IN GENERAL - Not later than the first day of the school year beginning after June 30, 2006, each local educational agency participating in [a Child Nutrition Program] shall establish a local school wellness policy for schools under the local education agency at a minimum-
- (1) includes Goals for nutrition education, physical activity and other school-based activities that are designed to promote student wellness in a manner that the local education agency determines is appropriate;
  - (2) includes nutrition guidelines selected by local education agencies for all foods available on each school campus under the local education agency during the school day with the objectives of promoting student health and reducing childhood obesity;
  - (3) provides an assurance that guidelines for reimbursable school meals shall not be less restrictive than regulations and guidance issued by the Secretary of Agriculture for the [National School Lunch Program and School Breakfast Program];
  - (4) establishes a plan for measuring implementation of the school wellness policy including designation of one or more persons charged with the operational responsibility for ensuring that the school meets the wellness policy;
  - (5) involves parents, students, representatives of the school food authority, the school board, school administrators, and members of the public in the development of the wellness policy.
- (b) Technical Assistance and Best Practices
- (1) IN GENERAL.- The Secretary, in coordination with the Secretary of Education and in consultation with the Secretary of Health and Human Services, acting through the Centers for Disease Control and Prevention, shall make available to local education agencies, school food authorities, and State educational agencies, on request, information and technical assistance for use in-
    - (A) establishing healthy school nutrition environments;
    - (B) reducing childhood obesity
    - (C) preventing diet-related chronic diseases.
  - (2) Content.-Technical assistance provided by the Secretary under this subsection shall-
    - (A) include relevant and applicable examples of schools and local educational agencies that have taken steps to offer healthy options for foods sold or served in schools;
    - (B) include such other technical assistance as is required to carry out the goals of promoting sound nutrition and establishing healthy school environments that are consistent with this section;
    - (C) be provided in such a manner as to be consistent with the specific needs and requirements of local educational agencies; and
    - (D) be for guidance purposes only and not be construed as binding or as a mandate to schools, local educational agencies, or State educational agencies.